

# San Francisco Bay Conservation and Development Commission

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May 13, 2016

**TO:** Commissioners and Alternates

**FROM:** Lawrence J. Goldzband, Executive Director (415/352-3653; [larry.goldzband@bcdcc.ca.gov](mailto:larry.goldzband@bcdcc.ca.gov))  
Jaime Michaels, Chief of Permits (415/352-3613; [jaime.michaels@bcdcc.ca.gov](mailto:jaime.michaels@bcdcc.ca.gov))

**SUBJECT: Listing of Pending Administrative Matters**  
(For Commission consideration on May 19, 2016)

This report lists the administrative permit applications, federal consistency actions, marsh development permits in the Secondary Management Area of the Suisun Marsh, regionwide permit actions, minor amendments to the Suisun Marsh Local Protection Program, and emergency permits that are pending with the Commission. The staff members to whom the matters have been assigned are indicated at the end of the projects' description. Inquiries should be directed to the assigned staff member prior to the Commission meeting.

## Administrative Permits and Federal Consistency Actions

The following non-material amendment application has been filed and is presently pending with the Commission. The Executive Director will take the action indicated on the matter unless the Commission determines that it is necessary to hold a public hearing.

**Applicant:** Tesoro Refining and Marketing Company, LLC  
Martinez Refinery  
150 Solano Way  
Martinez, CA 94553-1487

**BCDC Permit Application No. 2014.006.01**

Filed: 04/28/16

90th Day: 07/27/16

**Location:** In the Commission's Bay jurisdiction, at a *San Francisco Bay Plan*-designated Water-Related Industry priority use site, and within the 100-foot shoreline band, at the Golden Eagle Refinery Avon Wharf, at 150 Solano Way, in the City of Martinez, Contra Costa County.

**Description:** On July 16, 2015, the Commission issued Permit No. 2014.006.00, which authorized a variety of activities at the project site necessary to comply with the State of California Marine Oil Terminal Engineering and Maintenance Standards (MOTEMS). The activities authorized included the construction of an approachway and a pipeway trestle at the Avon Wharf located in the Bay. However, due to concerns raised by the Commission's

Engineering Criteria Review Board [ECRB] about potential displacement of the pipeway and associated pipelines under varying seismic events, the original permit did not allow the “tie-in” between existing pipelines and the newly-authorized pipelines at Berth 1A. The permit also included a condition of approval requiring the permittee to submit a seismic displacement analysis of the pipeway trestle and pipelines for further consideration by the ECRB following permit issuance.

On March 30, 2016, the permittee presented its additional analysis to the ECRB, which found that the pipeway will be operated according to sound safety standards and, thus, will be consistent with the Commission’s law and policies regarding safety of fill. Following the ECRB’s assessment, the permittee requested an amendment to the subject permit to allow for the pipeline “tie-in” and, consequently, operation of its upgraded wharf facility.

Amendment No. One to the subject permit will allow for connection of the pipelines along the pipeway and the pipelines at Berth 1A “tie-in” at Bent 22A. The amended permit will not result in any further changes to the originally-authorized project.

*Tentative Staff Position: Recommend Approval.* (Jhon Arbelaez-Novak, 415-352-3649 or [jhon.arbelaez@bccdc.ca.gov](mailto:jhon.arbelaez@bccdc.ca.gov))